

Judge Leighton

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

PHUOC HUU NGUYEN,
a.k.a. Steve Nguyen,
LOC HUU NGUYEN,
MONICA NGUYEN,
a.k.a. Dao Thi Nguyen,
EVERETT LEDBETTER,
AMANDA THAO NGUYEN,
a.k.a. Deo Thi Nguyen, and
RICHARD EARL ANDERSEN,

Defendants.

NO. CR04-5647L

ORDER GRANTING
UNITED STATES' EX PARTE
APPLICATION FOR A POST
INDICTMENT PROTECTIVE ORDER
TO MAINTAIN CUSTODY OF
PROPERTY



04-CR-05647-ORD

This matter comes before the Court upon motion of the United States for a protective order, pursuant to 18 U.S.C. § 983(a)(3)(B)(ii) and 21 U.S.C. § 853(e)(1)(A), to maintain custody of certain property named for forfeiture in the First Bill of Particulars filed in this matter. Having reviewed the United States' motion, the Court finds:

The property to which this order refers ("the property") is as follows:

\$5,935.00 in United States Currency seized by the United States Immigration and Customs enforcement (ICE) from 16403 ND 66th Way, Vancouver, Washington on December 8, 2004.

The property has been named in a First Bill of Particulars to the Indictment in this case as subject to forfeiture. The property is currently in the custody of the Fines, Penalties and Forfeitures Office of the Customs and Border Protection (CBP), and is subject to administrative forfeiture notice and claim proceedings under 18 U.S.C. § 983.

The United States is entitled to a protective order pursuant to 21 U.S.C. § 853(e)(1)(A) based on the fact that the property is named for forfeiture in a Bill of Particulars to the Superseding Indictment herein which contains the allegation that, upon conviction, the property is subject to forfeiture. It is therefore

ORDERED AND ADJUDGED:

1. The United States, motion for a protective order is GRANTED.


2. The \$5,935.00 identified above, shall remain in the custody of the United States Customs and Border Protection, pending further order of this Court.

3. The Clerk is Ordered to send copies of this Order to counsel for all parties of record.

Dated this 28th day of October 2005.


UNITED STATES DISTRICT JUDGE

Presented by:


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